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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT SEATTLE

9                   ADEN SEAN MULLEN,

10                  Petitioner,

11                  Case No. C20-5418-RJB

12                  v.

13                   DONALD R. HOLBROOK,

14                  Respondent.

15                  ORDER DISMISSING PETITION FOR  
16                  WRIT OF HABEAS CORPUS

17                  The Court, having reviewed petitioner's petition for writ of habeas corpus, respondent's  
18 answer to the petition, the Report and Recommendation of Mary Alice Theiler, United States  
19 Magistrate Judge and the remaining record, hereby finds and ORDERS:

20                  (1)     The Report and Recommendation (Dkt. 23) is approved and adopted;  
21                  (2)     Petitioner's petition for writ of habeas corpus (Dkt. 12) is DISMISSED as moot;  
22                  (3)     In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the  
23                  United States District Courts, a certificate of appealability is DENIED; and

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ORDER DISMISSING PETITION FOR WRIT  
OF HABEAS CORPUS - 1

1                   (4)     The Clerk is directed to send copies of this Order to petitioner, to counsel for  
2 respondent, and to the Honorable Mary Alice Theiler.

3                   DATED this 12<sup>th</sup> day of January, 2021.

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6                   ROBERT J. BRYAN  
7                   United States District Judge

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ORDER DISMISSING PETITION FOR WRIT  
OF HABEAS CORPUS - 2